

CITY COUNCIL, CITY OF LODI
CITY HALL COUNCIL CHAMBERS

October 3, 1973

A regular meeting of the City Council of the City of Lodi was held beginning at 8:00 p.m., Wednesday, October 3, 1973, in the City Hall Council Chambers.

ROLL CALL Present: Councilmen - EHRHARDT, KATNICH,
PINKERTON and HUGHES
(Mayor)

Absent: Councilmen - SCHAFFER

Also present: City Manager Henry Glaves, City Attorney Robert Mullen, Assistant City Manager Jerry Glenn, Public Works Director Shelley F. Jones, Planning Director James B. Schroeder.

INVOCATION The invocation was given by Councilman Ehrhardt.

PLEDGE The Pledge of Allegiance to the flag was led by Mayor Hughes.

MINUTES
9-19-73

Upon motion of Councilman Pinkerton, Katnich second, the Minutes of September 19, 1973, were approved as written and mailed.

Mr. Trevor Pendray, 1012 Lakehome Drive, Lodi, addressed the Council concerning the proposed site for the relocation of Tokay High School at the southwest corner of Harney Lane and South Hutchins Street (West Lane). He stated that he opposed the extension of city services to this site and its annexation to Lodi and urged the Council to take the matter under full study before any action.

Mayor Hughes stated that the City Council was advisory to the Lodi Unified School District's Board of Trustees, that the City had and would maintain communications with the District and that the City had taken no official action on the proposed site. He said that the City would prefer the site inside the existing City Limits. Mayor Hughes stated that the same City Council had been contacted privately concerning the Harney-Hutchins location.

Councilman Pinkerton stated that for the record he was not afforded the courtesy of being consulted about the site by the President of the Board of Trustees or by a member of the Site Selection Committee as was stated at the Lodi Unified School District's meeting of Tuesday, October 2, 1973.

PROCLAMATIONS Mayor Hughes took the following actions:

Proclaimed the week of October 21 through
October 27, 1973, "Narcotics and Drug Abuse
Education Week."

Minutes of October 3, 1973, continued

Proclaimed Friday, October 12, 1973, "Lions White Cane Day" and

Proclaimed Sunday, October 14, 1973, "Bicycle Sunday."

PLANNING COMMISSION

The City Manager gave the following report of the Planning Commission meeting of September 24, 1973:

FOR ACTION OF CITY COUNCIL

1. Recommended approval of the request of Mr. Charles Wentland on behalf of Avenue Investment Company for the rezoning from the I-PA Interim Protected Agriculture District to the C-2, General Commercial District for an approximately 2-acre parcel on the east side of South Cherokee Lane approximately 1, 120 feet south of Kettleman Lane. On motion of Councilman Katnich, Ehrhardt second, the above matter was set for Public Hearing at 8:00 p.m., Wednesday, October 17, 1973, in the City Hall Council Chambers.

ACTIONS OF INTEREST

1. Exempted the requirement that Lodi Rivergate Inc. file an Environmental Impact Report on the 50 R-1 Lot portion of the Lodi Rivergate Subdivision on the north side of West Turner Road at North Church Street.

In connection with this matter, the Commission continued until October 15, 1973, a decision with regard to public access through the subdivision to the Mokelumne River. This decision was continued in order that a written opinion could be obtained from the City Attorney.

2. Recommended that the San Joaquin County Planning Commission approve the request of Mr. Robert Elliott on behalf of Ms. Lois A. Tamba for a change in zoning from the I-PA, Interim Protective Agricultural District to the GA-40 General Agricultural (40 acre minimum parcel) on the south side of Kettleman Lane from 1,880 feet to 4,430 feet east of Lower Sacramento Road.

COMMUNICATIONS

RAILROAD CROSSINGS

Mr. Norman E. Sauer, 334 Eden Street, corresponded with the City Council complaining about hazardous conditions of the Lodi Avenue, Tokay Street, Walnut Street and Oak Street crossings of the Southern Pacific railroad tracks and urging the City Council to persuade the railroad company to improve these crossings.

The City Manager reported that Southern Pacific Railroad Company states that the Walnut and Tokay Street crossings are completed and that the timbers and paving were ordered for the remaining crossings which should be finished in early November, 1973.

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CLAIM FOR
DAMAGES -
JACK D. HORST

The Deputy City Clerk presented a claim for damages for false arrest and assault by a Police Officer on behalf of Mr. Jack D. Horst, 3246 Koehler Street, San Jose, California. On motion of Councilman Ehrhardt, Pinkerton second, the Council rejected the claim and referred the matter to the City's agent of record.

BICYCLE
PATHWAYS

The Deputy City Clerk presented a recommendation from the Lodi Branch, American Association of University Women urging the City Council and the San Joaquin County Board of Supervisors to establish bicycle pathways between Lodi Lake Park and Micke Grove Park.

Mayor Hughes stated that the City Council recognizes the above request and instructed the Deputy City Clerk to forward it to the City's Commission for Recreation and Parks and the San Joaquin County Parks and Recreation Commission.

MINOR
SUBDIVISION
RESCINDED

Mr. John Kessler, owner and Mr. Michael T. Blatt, developer requested the City Council to rescind its action of September 5, 1973, approving a four (4) lot Minor Subdivision on the west side of Lloyd Street in the Walnut Orchard Tract. On motion of Councilman Katnich, Pinkerton second, the Council rescinded its action of September 5, 1973, approving the Kessler Minor Subdivision request on Lloyd Street.

REPORTS OF THE CITY MANAGER

CLAIMS

Claims in the amount of \$1,587,396.91 were approved on motion of Councilman Ehrhardt, Pinkerton second.

OFF-HIGHWAY
TRAIL BIKE
PARK

Mr. Henry Schroeder of Lockeford was present and represented a large group of people who urged the City Council to devote a portion of the Harney Lane Sanitary Landfill as a Trail Bike Park. He read a prepared statement outlining his group's recommendations and passed out copies to the City Council.

Under general discussion, the point was made that the lack of facilities for trail bikes was regional in nature and would probably best be solved at the county level.

Mr. Schroeder stated that his group intended to approach the County; that the City's landfill was still a good site and that they wanted people to know of the need.

Mayor Hughes directed the staff to take the above request under advisement.

WITHDRAW
UNITED
VINTNERS ADDITION
W.R.F.P.D.
RES. NO. 3829

On motion of Councilman Pinkerton, Katnich second, the Council adopted Resolution No. 3829 withdrawing the United Vintners Addition to the City of Lodi from the Woodbridge Rural Fire Protection District.

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AGREEMENT-
STATE ADMIN.
LOCAL SALES &
USE TAXES

On motion of Councilman Pinkerton, Ehrhardt second, the Council adopted Resolution No. 3830 authorizing the execution of "Agreement for State Administration of Local Sales and Use Taxes.

RES. NO. 3830

BAY-DELTA RES.
RECOVERY
DEMONSTRATION
GRANT

On motion of Councilman Ehrhardt, Pinkerton second, the Council recommended that the San Joaquin County Council of Governments enter into a Joint Exercise of Powers Agreement with the other participating agencies for the Bay-Delta Resources Recovery Demonstration grant.

SPECS -
STANDARD SEDAN,
COMPACT SEDAN
AND 1/2 TON
PICKUP

The City Manager presented specifications for a standard sedan, a compact sedan, and a one-half ton pickup in the Utilities Department.

On motion of Councilman Ehrhardt, Pinkerton second, the Council then approved specifications for a standard sedan, a compact sedan and a one-half ton pickup and authorized advertising for bids thereon.

RECESS

Mayor Hughes declared a recess at 9:20 p.m. so that the Council could hold a personnel session to discuss possible appointments to the Community Action Council Board of Directors and the Commission for Recreation and Parks.

The session reconvened at 9:25 p.m.

C.A.C.
DIRECTOR

Mayor Hughes appointed Gregory C. Freitas, Assistant Planner, as the City's representative on the Board of Directors of the Community Action Council and James B. Schroeder, Planning Director as his alternate. On motion of Councilman Karnich, Ehrhardt second, the Council approved the Mayor's appointments to the Community Action Council Board of Directors.

RECREATION
COMMISSIONER

Mayor Hughes appointed Mr. Dave Hinchman, 1131 Pleasant Ave., Lodi, a primary school teacher at Live Oak School to the Commission for Recreation and Parks to complete the unexpired term of Mr. Harry Wineberg which ends December 31, 1976. On motion of Councilman Pinkerton, Karnich second, the Council approved the Mayor's appointment to the Commission for Recreation and Parks.

ORDINANCES

SALES AND
USE TAX

ORD. NO. 1018
ADOPTED

ORDINANCE NO. 1018 entitled, "AN ORDINANCE TO AMEND ORDINANCE NO. 551 ENTITLED THE UNIFORM LOCAL SALES AND USE TAX ORDINANCE," having been introduced at a regular meeting on September 19, 1973, was brought up for passage on motion of Councilman Pinkerton, Ehrhardt second. Second reading was omitted after reading by title and the Ordinance was then passed, adopted and ordered to print by the following vote:

Minutes of October 3, 1973, continued

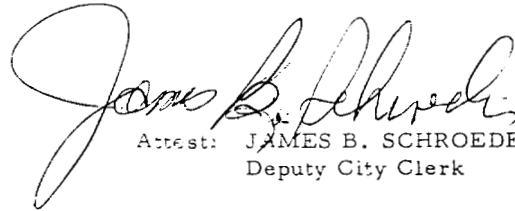
Ayes: Councilmen - EHRHARDT, KATNICH,
PINKERTON and
HUGHES (Mayor)

Noes: Councilmen - None

Absent: Councilmen - SCHAFFER

ADJOURNMENT

As there was no further business to be brought before the Council, Mayor Hughes declared the session adjourned at 9.35 p. m.


Attest: JAMES B. SCHROEDER
Deputy City Clerk